

FILED

MAY 19 2006

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

J. INOCENTE ALONZO-CRUZ;
TOMASA PENA DE ALONZO,

Petitioners,

v.

ALBERTO R. GONZALES, Attorney
General,

Respondent.

No. 04-73154

Agency Nos. A79-602-441
A79-602-442

MEMORANDUM^{*}

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted May 15, 2006^{**}

Before: B. FLETCHER, TROTT, and CALLAHAN, Circuit Judges.

J. Inocente Alonzo-Cruz and Tomasa Pena de Alonzo, husband and wife
and natives and citizens of Mexico, petition for review of the Board of
Immigration Appeals' order summarily affirming an Immigration Judge's ("IJ")

^{*} This disposition is not appropriate for publication and may not be
cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without
oral argument. *See* Fed. R. App. P. 34(a)(2).

decision denying their applications for cancellation of removal. Our jurisdiction is governed by 8 U.S.C. § 1252. We dismiss the petition for review.

Petitioners' contention that they met the "good moral character" and continuous physical presence requirements for cancellation of removal is unavailing because the IJ's decision was based solely on a finding that they had not demonstrated the requisite degree of hardship. *See Romero-Torres v. Ashcroft*, 327 F.3d 887, 889 (9th Cir. 2003) (listing statutory requirements for relief). We lack jurisdiction to review that discretionary determination. *See id.* at 891-92.

PETITION FOR REVIEW DISMISSED.